

Attorney/Docket No. 23100.65
Customer No. 000027683
\$140

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Bill H. McAnalley, et al.

Serial No.: 10/797,760

Filed : March 10, 2004

For: **COMPOSITIONS OF PLANT
CARBOHYDRATES AS DIETARY
SUPPLEMENTS**

§ Examiner: Michele Flood

§ Attorney Docket No. 23100.65

§ Group Art Unit: 1654

§ Confirmation No. 4242

THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

09/21/2005 SHASSEN1 00000056 10797760

01 FC:1806 180.00 OP

Mail Stop Amendment
Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on 9/15/2005.

Elisa Lovelace
Printed Name

Elisa Lovelace,
Signature

In compliance with the duty of disclosure under 37 CFR §1.56, and in accordance with the practice under 37 CFR §1.97 and §1.98, the Examiner's attention is directed to the documents listed on the enclosed modified Form PTO-1449. In accordance with 37 CFR 1.98 (a)(2)(ii), copies of only the foreign patent documents and non-patent literature listed on the enclosed modified Form PTO-1449 are attached. No inference should be made that the cited references are in fact material, are in fact prior art, or that no better art exists. The cited patents are listed in numerical order and are not in any order based on their pertinence.

This Information Disclosure Statement is being filed more than three months after the United States filing date and after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Action under 37 CFR §1.113 or Notice of Allowance under 37 CFR §1.311 (37 CFR §1.97(c)).

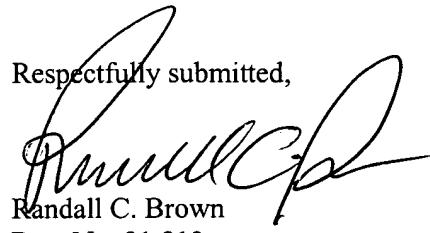
A check in the amount of \$180.00 is enclosed for the fee set forth in 37 CFR §1.17(p) for submission of an Information Disclosure Statement under 37 CFR §1.97(c). The Commissioner is hereby authorized to charge any additional fees which may be required or credit any overpayment to Deposit Account No. 08-1394.

The patents listed on the enclosed modified Form PTO-1449 were mentioned to Applicant's undersigned representative and others of Applicant's representatives by patent attorney Ling Chwang, Reg. No. 33,590, in a telephone conversation during the month of July 2005.

The Commissioner is hereby authorized to charge any additional fees which may be required or credit any overpayment to Deposit Account 08-1394.

It is respectfully requested that the above information be considered by the Examiner and that a copy of the enclosed Form PTO-1449 be returned indicating that such information has been considered.

Respectfully submitted,


Randall C. Brown
Reg. No. 31,213

Dated: 9/15/05

HAYNES AND BOONE, LLP
901 Main Street, Suite 3100
Dallas, Texas 75202-3789
Telephone: 214.651.5242
Facsimile: 214.200.0853
File: 23100.65

<p>U. S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE Form PTO-1449 <i>SEP 19 2005</i> <i>AP 23</i> INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use additional sheets as necessary)</i></p>	Complete if Known		
	Application Number	10/797,760	
	Filing Date	March 10, 2004	
	Applicant(s)	McAnalley et al.	
	Art Unit	1654	
	Examiner Name	Michele Flood	
SHEET	1	OF	1
Attorney Docket Number			23100.65

U. S. PATENT DOCUMENTS

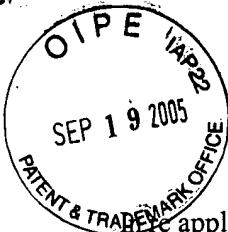
Examiner's Initials	Cite No.	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		4,735,935	4/5/1988	McAnalley
		4,851,224	7/25/1989	McAnalley
		4,917,890	4/17/1990	McAnalley
		4,957,907	9/18/1990	McAnalley
		4,959,214	9/25/1990	McAnalley
		4,966,892	10/30/1990	McAnalley
		5,106,616	4/21/1992	McAnalley et al.
		5,118,673	6/2/1992	Carpenter et al.
		5,284,833	2/8/1994	McAnalley et al.
		5,308,838	5/3/1994	McAnalley et al.
		5,441,943	8/15/1995	McAnalley et al.
		5,443,830	8/22/1995	Moore et al.

FOREIGN PATENT DOCUMENTS

NON-PATENT LITERATURE DOCUMENTS

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include a copy of this form with next communication to applicant.



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SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

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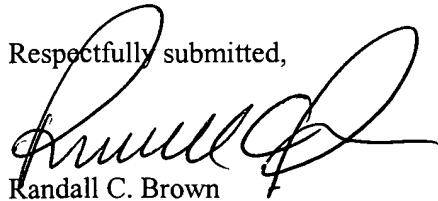
Printed Name

Ellen Lovelace

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Respectfully submitted,



Randall C. Brown
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Dated: 9/15/05

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			Examiner Name	Michele Flood	
SHEET	1	OF	1	Attorney Docket Number	23100.65

FOREIGN PATENT DOCUMENTS					
Examiner's Initials	Cite No.	Foreign Patent Document (Country Code - Number - Kind)	Publication Date MM-DD-YYYY	Patentee or Applicant of Cited Document	Translation Y/N
		EP 00561408A1	3/1993	Uchida	
		JP1995113001A	5/2/1995	Yamada et al.	Y (Machine)
		JP 10279487 A	10/1998	TAKASE et al.	Y (Abstract)
		JP 10279496 A	10/1998	TOKUYAMA, TAKASHI	Y (Abstract)
		JP 59059624 A	4/1984	FUJIMURA et al.	Y (Abstract)

NON-PATENT LITERATURE DOCUMENTS		
Examiner's Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article, title of the item, date, page(s), volume-issue number(s), publisher, city/country where published
		Beldman, G et al., Biotechnology and Bioengineering (1987), 30(5): 668-71. Enzymatic hydrolysis of beer brewer's spent grain and the influence of pretreatments.
		Beran, K. et al. Ceskoslov. mikrobiol. (1956), 1: 193-203. Saccharification of starch in potato mash with fungus amylolytic preparations.
		Kato, T. et al., Jozo Kyokai Zasshi (1964), 59(5): 431-4. Soybean hull. II. Hydrolyzate of soybean hull prepared by using cellulase. Abstract.
		Remington, J.S. et al., Industrial Chemist and Chemical Manufacturer (1927), 3:155-7. Breakfast, invalid and infant food.
		Communication from the U.S. Patent and Trademark Office dated December 16, 2004 regarding U.S. Patent Application No. 10/797,344, which is related to U.S. Application No. 10/797,760.
		Communication from the U.S. Patent and Trademark Office dated April 8, 2005 regarding U.S. Patent Application No. 10/797,344, which is related to U.S. Application No. 10/797,760.
		Communication from the U.S. Patent and Trademark Office dated July 20, 2004 regarding U.S. Patent Application No. 10/294,121, which is related to U.S. Application No. 10/797,760.
		Communication from the U.S. Patent and Trademark Office dated December 15, 2004 regarding U.S. Patent Application No. 10/294,121, which is related to U.S. Application No. 10/797,760.

Examiner Signature		Date Considered	
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